

# United States District Court

## District of Maryland

UNITED STATES OF AMERICA

v.

Gerald E. Dickerson

**AMENDED JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed on or After November 1, 1987)

Case Number: 06-2612M

USM Number:

Defendant's Attorney: Katherine Newberger - AFPD  
Assistant U.S. Attorney: Jane Nathan  
Date of Original Judgment: October 12, 2006  
(or date of last amended judgment)**Reason for Amendment:**

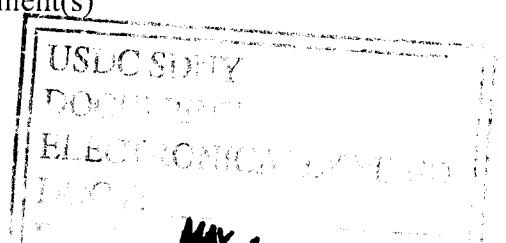
- Correction of Sentence on Remand
- Reduction of Sentence for Changed Circumstances (Fed.R.Crim.P.35(b))
- Correction of Sentence by Sentencing Court (Fed.R.Crim.P.35(a))
- Correction of Sentence for Clerical Mistake (Fed.R.Crim.P.36)
- Modification of Supervision Conditions (18 U.S.C. § 3563(c) or 3583(e))
- Modification of Imposed Term of Imprisonment for Extraordinary and Compelling Reasons (18U.S.C. § 3582(c)(1))
- Modification of Imposed Term of Imprisonment for Retroactive Amendment(s) to the Sentencing Guidelines (18 U.S.C. § 3582(c)(2))
- Direct Motion to District Court Pursuant to:
- 28 U.S.C. § 2255;
  - 18 U.S.C. § 3559(c)(7); or
  - Modification of Restitution Order
- Order of Court

**07 CRIM. 414**  
LODGED ENTR'D RECEIVED

NOV 27 2006

AT GREENBELT  
CLERK U.S. DISTRICT COURT  
DISTRICT OF MARYLAND

DEPUTY

**THE DEFENDANT:**

- pleaded guilty to count 1 of the Criminal Complaint.
- pleaded nolo contendere to count(s) \_\_\_\_\_, which was accepted by the court.
- was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
MTA-16-303(d)	Operating After Revocation	4-1-06	1

The defendant is adjudged guilty of the offense(s) listed above and sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984 as modified by U.S. v. Booker, 125 S. Ct. 738 (2005).

- The defendant has been found not guilty on count(s) \_\_\_\_\_.
- The remaining counts are dismissed on the motion of the United States.

**IT IS FURTHER ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

I hereby attest and certify as of April 20, 2007 that the foregoing document is a full and true copy of the original on file in my office and is in my legal custody.

FELICIA G. GARRISON  
CLERK, U.S. DISTRICT COURT  
DISTRICT OF MARYLAND

September 27, 2006

Date of Imposition of Judgment

Thomas M. DiGirolamo  
Thomas M. DiGirolamo  
United States Magistrate Judge

Date: 11-27-06

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DEFENDANT: Gerald E. DickersonCASE NUMBER: 06-2612 M

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## PROBATION

The defendant is hereby placed on probation for a term of 12 Months.

### A. The defendant shall comply with all of the following conditions:

- 1) The defendant shall not commit any federal, state or local crime.
- 2) In any felony case, the defendant shall not possess a firearm or ammunition as defined in 18 U.S.C. §921.
- 3) The defendant shall not illegally use or possess a controlled substance.
- 4) The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as directed by the probation officer.  
 The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- 5) Pursuant to Pub. Law 108-405, Revised DNA Collection Requirements Under the Justice for All Act of 2004, if applicable, the defendant shall cooperate in the collection of DNA while incarcerated in the Bureau of Prisons, or as directed by the probation officer.
- 6) If this judgment imposes any criminal or monetary penalty, including special assessment, fine, or restitution, it shall be a condition of probation that the defendant pay any such criminal monetary penalty in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment. The defendant shall notify the court of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay restitution, fines, or special assessments.

## B. STANDARD CONDITIONS OF SUPERVISION

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) The defendant shall support his or her dependents and meet other family responsibilities;
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) The defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) The defendant shall refrain from excessive use of alcohol;
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any persons convicted of a felony unless granted permission to do so by the probation officer;
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) The defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
- 12) The defendant shall notify the probation officer within 72 hours of being charged with any offense, including a traffic offense;
- 13) The defendant shall not enter into any agreement to act as an informer or special agent of a law enforcement agency without the permission of the court;
- 14) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: **Gerald E. Dickerson**

CASE NUMBER: **06-2612 M**

**C. PROBATION  
ADDITIONAL CONDITIONS**

**DRIVING RESTRICTIONS**

The defendant shall not operate a motor vehicle until properly licensed.

Probation may be transferred to New York.

DEFENDANT: Gerald E. Dickerson

CASE NUMBER: 06-2612 M

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 5B.

<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
<b>TOTALS</b> \$ 25.00	\$ 965.00	\$
<input type="checkbox"/> CVB Processing Fee \$25.00		

- The determination of restitution is deferred until \_\_\_\_\_ . An *Amended Judgment in a Criminal Case* (AO 245C) will be entered after such determination.
- The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
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**TOTALS** \$ \_\_\_\_\_ 0 \$ \_\_\_\_\_ 0

- Restitution amount ordered pursuant to plea agreement \_\_\_\_\_
- The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- The court determined that the defendant does not have the ability to pay interest and it is ordered that:
- the interest requirement is waived for  fin  restitution.
- the interest requirement for  fine  restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 15, 1994, but before April 23, 1996.

**DEFENDANT:** Gerald E. Dickerson**CASE NUMBER:** 06-2612 M

## SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

- A  In full immediately; or
- B  \$ \_\_\_\_\_ immediately, balance due (in accordance with C, D, or E); or
- C  Not later than \_\_\_\_\_; or
- D  Installments to commence \_\_\_\_\_ day(s) after the date of this judgment.
- E  In equal monthly installments of \$ 100.00 to begin on November 1, 2006.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

Unless the court expressly orders otherwise, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties except those payments made through the Bureau of Prisons Inmate Financial Responsibility Program, are to be made to the Clerk of the Court..

If the entire amount of criminal monetary penalties is not paid prior to the commencement of supervision, the balance shall be paid:

- in equal monthly installments during the term of supervision; or
- on a nominal payment schedule of \$ \_\_\_\_\_ per month during the term of supervision.

The U.S. probation officer may recommend a modification of the payment schedule depending on the defendant's financial circumstances.

Special instructions regarding the payment of criminal monetary penalties:

- Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several and corresponding payee, if appropriate.

- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:

**United States District Court**  
**District of Maryland**

**07CRIM 414**

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed on or After November 1, 1987)

v.

Gerald E. Dickerson

Case Number: 06-2612M

USM Number:

Defendant's Attorney: Melissa Moore - AFDP

Assistant U.S. Attorney: Jane Nathan

**THE DEFENDANT:**

- pleaded guilty to count(s) one of the complaint.  
 pleaded nolo contendere to count(s) \_\_\_\_\_, which was accepted by the court.  
 was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
MTA-16-303(d)	Operating After Revocation	4-1-06	1

The defendant is adjudged guilty of the offense(s) listed above and sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984 as modified by U.S. v. Booker, 125 S. Ct. 738 (2005).

- The defendant has been found not guilty on count(s) \_\_\_\_\_  
 The remaining counts are dismissed on the motion of the United States.

**IT IS FURTHER ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

September 27, 2006

Date of Imposition of Judgment



Thomas M. DiGirolamo 9-29-06  
 Thomas M. DiGirolamo Date  
 United States Magistrate Judge

247  
 350  
 10

DEFENDANT: Gerald E. Dickerson

CASE NUMBER: 06-2612M

## PROBATION

The defendant is hereby placed on probation for a term of one (1) year.

**A. The defendant shall comply with all of the following conditions:**

- 1) The defendant shall not commit any federal, state or local crime.
  - 2) In any felony case, the defendant shall not possess a firearm or ammunition as defined in 18 U.S.C. §921.
  - 3) The defendant shall not illegally use or possess a controlled substance.
  - 4) The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as directed by the probation officer.
- The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- 5) Pursuant to Pub. Law 108-405, Revised DNA Collection Requirements Under the Justice for All Act of 2004, if applicable, the defendant shall cooperate in the collection of DNA while incarcerated in the Bureau of Prisons, or as directed by the probation officer.
  - 6) If this judgment imposes any criminal or monetary penalty, including special assessment, fine, or restitution, it shall be a condition of probation that the defendant pay any such criminal monetary penalty in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment. The defendant shall notify the court of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay restitution, fines, or special assessments.

## B. STANDARD CONDITIONS OF SUPERVISION

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) The defendant shall support his or her dependents and meet other family responsibilities;
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) The defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) The defendant shall refrain from excessive use of alcohol;
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any persons convicted of a felony unless granted permission to do so by the probation officer;
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) The defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
- 12) The defendant shall notify the probation officer within 72 hours of being charged with any offense, including a traffic offense;
- 13) The defendant shall not enter into any agreement to act as an informer or special agent of a law enforcement agency without the permission of the court;
- 14) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

**DEFENDANT:** Gerald E. Dickerson

**CASE NUMBER:** 06-2612M

**C. PROBATION  
ADDITIONAL CONDITIONS**

**DRIVING RESTRICTIONS**

The defendant shall not operate a motor vehicle until properly licensed.

Probation may be transferred to New York.

**DEFENDANT:** Gerald E. Dickerson**CASE NUMBER:** 06-2612M**CRIMINAL MONETARY PENALTIES**

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	<b><u>Assessment</u></b>	<b><u>Fine</u></b>	<b><u>P.F.</u></b>
<b>Totals:</b>	\$ 5.00	\$ 965.00	\$ 25.00

If applicable, restitution amount ordered pursuant to plea agreement. . . . . \$

**FINE**

The above fine includes costs of incarceration and/or supervision in the amount of \$

The defendant shall pay interest on any fine of more than \$2,500, unless the fine is paid in full before the 15th day after the date of judgment, pursuant to 18 U.S.C. §3612(f). All of the payment options on Sheet 5, Part B may be subject to penalties for default and delinquency pursuant to 18 U.S.C. §3612(g).

- The court has determined that the defendant does not have the ability to pay a fine; therefore, a fine is waived.
- The court has determined that the defendant does not have the ability to pay interest and it is ordered that:
  - The interest requirement is waived.
  - The interest requirement is modified as follows:

**RESTITUTION**

- The determination of restitution is deferred until \_\_\_\_\_. An Amended Judgment in a Criminal Case will be entered after such determination.
- The defendant shall make restitution to the following payees in the amounts listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless specified otherwise in the priority order or percentage payment column below.

<b><u>Name of Payee</u></b>	<b><u>Amount of Restitution Ordered</u></b>	<b><u>Priority Order or Percentage Payment</u></b>
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DEFENDANT: Gerald E. Dickerson

CASE NUMBER: 06-2612M

## SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; and (6) penalties.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

- A  In full immediately; or
- B  \$ \_\_\_\_\_ immediately, balance due (in accordance with C, D, or E); or
- C  Not later than \_\_\_\_\_; or
- D  Installments to commence \_\_\_\_\_ day(s) after the date of this judgment. In the event the entire amount of criminal monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. probation officer shall pursue collection of the amount due, and shall request the court to establish a payment schedule if appropriate; or
- E  In equal monthly installments of \$100.00 to begin on November 1, 2006.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

Unless the court expressly orders otherwise, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties except those payments made through the Federal Bureau of Prisons Inmate Financial Responsibility Program, are to be made to the Clerk of the Court.

If the entire amount of criminal monetary penalties is not paid prior to the commencement of probation, the balance shall be paid:

- in equal monthly installments during the term of probation; or
- on a nominal payment schedule of \$ \_\_\_\_\_ per month during the term of probation.

The U.S. probation officer may recommend a modification of the payment schedule depending on the defendant's financial circumstances.

Special instructions regarding the payment of criminal monetary penalties:

- Joint and Several with:
- The defendant shall pay the following costs of prosecution and/or court costs:
- The defendant shall forfeit the defendant's interest in the following property to the United States: